

SOLICITOR

TO: **Mail Stop 8**  
**Director of the U.S. Patent and Trademark Office**  
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**Alexandria, VA 22313-1450**

**REPORT ON THE**  
**FILING OR DETERMINATION OF AN**  
**ACTION REGARDING A PATENT OR**  
**TRADEMARK**

In Compliance with 35 U.S.C. § 290 and/or 35 U.S.C. § 1116 you are hereby advised that a court action has been  
 filed in the U.S. District Court Central District of California, on the following ☒ Patents or ☐ Trademarks:

DOCKET NO. <b>06 4433</b>	DATE FILED <b>7/27/2006</b>	BY <b>U.S. DISTRICT COURT</b>	<b>Central District of California</b>
PLAINTIFF <b>PRECISION DYNAMICS CORPORATION, a California corporation</b> <b>FMC (MARK)</b>		DEFENDANT <b>PROXIMITIES, INC., a Florida corporation, and DOES 1 to 10</b>	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK	
1 <b>5,973,600</b>	<b>10/26/1999</b>	<b>Precision Dynamics Corporation</b>	
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4			
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In the above—entitled case, the following patent(s)/ trademark(s) have been included:

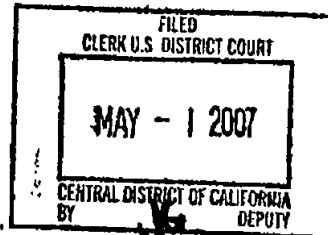
DATE INCLUDED	INCLUDED BY	<input type="checkbox"/> Amendment	<input type="checkbox"/> Answer	<input type="checkbox"/> Cross Bill	<input type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK			
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DOCKETED ON CM  
 AUG 13 2007  
 BY **021**

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT <i>Notice of Dismissal Without Prejudice</i>		
CLERK <b>SHERRI R. CARTER</b>	(BY) DEPUTY CLERK: <b>[Signature]</b>	DATE <b>AUG 13 2007</b>

Priority ☒  
 Send ☒  
 Enter ☒  
 Closed ☒  
 JS-1/JS-6 ☒  
 JS-2/JS-3 ☒  
 Scan Only ☐



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Attorneys for Plaintiff,  
 Precision Dynamics Corp.

**UNITED STATES DISTRICT COURT  
 FOR THE CENTRAL DISTRICT OF CALIFORNIA**

**PRECISION DYNAMICS  
 CORPORATION, a California  
 corporation**

**Plaintiff,**

**v.**

**PROXIMITIES, INC., a Florida  
 corporation, and DOES 1 to 10**

**Defendants.**

No.: CV 06-4688 GW (MANx)

**NOTICE OF DISMISSAL WITHOUT  
 PREJUDICE PURSUANT TO RULE  
 41(a) F.R.Civ.P.**

Plaintiff Precision Dynamics Corporation hereby dismisses without prejudice  
 this action in its entirety.

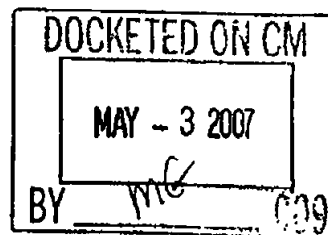
Respectfully submitted:

KELLY LOWRY & KELLEY, LLP

*[Signature]*

John E. Kelly, Esq.  
 Scott W. Kelley, Esq.  
 Michael A. DiNardo, Esq.  
 Attorneys for Plaintiff,  
 Precision Dynamics Corp.

Dated: 4/20, 2007



*[Handwritten circle with 11]*

Dismissal without Prejudice  
 PDC v. Proximites  
 Case No CV06-4688 GW (MANx)

LOGGED

2007 APR 20 PM 2:42

KELLY LOWRY & KELLEY, LLP  
 6320 Canoga Avenue, Suite 1650  
 Woodland Hills, CA 91367

1  
2  
3 **PROOF OF SERVICE**

4  
5 **STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

6 I am over the age of eighteen (18) and not a party to the within action. My  
7 business address is 6320 Canoga Ave, Suite 1650, Woodland Hills, CA 91367. I am  
8 employed by a member of the bar of this court at whose direction this service was  
9 made.

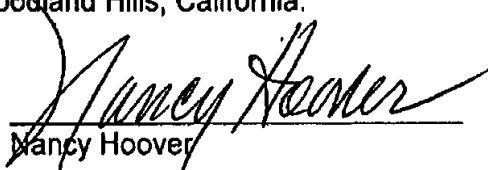
10 On April 20, 2007 I served the foregoing document described as: **NOTICE OF**  
11 **DISMISSAL WITHOUT PREJUDICE PURSUANT TO RULE 41(a) F.R.Civ.P.** on the  
12 interested parties in this action as indicated below:

- 13 ( ) By transmitting via facsimile the above listed documents to the fax numbers as  
14 set forth below on this date before 6:00 p.m.
- 15 (X) By placing the documents listed above in a sealed envelope with postage  
16 thereon fully prepaid, in the United States mail at Woodland Hills, California  
17 addressed as set forth below.
- 18 ( ) By placing the documents listed above in a sealed envelope and depositing the  
19 same with Federal Express for overnight delivery addressed as set forth below.
- 20 ( ) By causing personal delivery of the documents listed above to the persons at the  
21 addresses set forth below.
- 22 ( ) By personally delivering the documents listed above to the persons at the  
23 addresses set forth below.

24 Brian M. Gaff, Esq.  
25 Edwards Angell Palmer & Dodge LLP  
26 101 Federal Street  
27 Boston, MA 02110-1810

28 I declare under penalty of perjury under the laws of the United States that the  
foregoing is true and correct.

Executed on April 20, 2007 at Woodland Hills, California.

  
Nancy Hoover